

26 Each county board entering into an agreement with the department under this  
 27 subsection shall agree to reimburse the department from the county poor fund or  
 28 the county mental health and institutions fund, on a monthly basis, for that  
 29 portion of the cost of assistance furnished under this section which is not paid  
 30 from federal funds. The department shall place all such reimbursements from  
 31 counties in the appropriation for medical assistance, and may use the reimbursed  
 32 funds for any purpose for which the funds so appropriated by the general  
 33 assembly may lawfully be used. Any county-reimbursed funds remaining  
 34 unexpended shall revert to the general fund of the state in the same manner as  
 35 the original appropriation.

1 SEC. 19. All federal grants to and the federal receipts of the agencies  
 2 appropriated funds under this Act are appropriated for the purposes set forth in  
 3 such federal grants or receipts except the veterans per diem payable for veterans  
 4 at the veterans home shall be deposited in the general fund.

1 SEC. 20. Funds appropriated by this Act shall not be used for capital  
 2 improvements, except funds appropriated in section one (1), subsection four (4) of  
 3 this Act.

Approved June 28, 1976

## CHAPTER 1133

### THE IOWA ANNIE WITTENMYER HOME

H. F. 1460

AN ACT striking references to the Iowa Annie Wittenmyer Home.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section two hundred eighteen point one (218.1), Code 1975, is  
 2 amended by striking subsection eleven (11).

1 SEC. 2. Section two hundred eighteen point three (218.3), subsection one (1),  
 2 Code 1975, is amended to read as follows:

3 1. The director of the division of child and family services of the department of  
 4 social services shall have primary authority and responsibility relative to the  
 5 following said institutions: ~~Soldiers Home, Training School for Boys, Training~~  
 6 ~~School for Girls, Juvenile Home and The Annie Wittenmyer Home Iowa veteran's~~  
 7 ~~home, the training school for girls, the training school for boys and the Iowa juvenile~~  
 8 ~~home.~~

1 SEC. 3. Section two hundred eighteen point thirty-four (218.34), Code 1975, is  
 2 amended to read as follows:

3 **218.34 State agents.** A sufficient number of persons shall be appointed as  
 4 state agents for the ~~soldier's orphans home, the two training schools, the Iowa~~  
 5 ~~juvenile home, and the women's reformatory.~~

1 SEC. 4. Section two hundred forty-four point one (244.1), Code 1975, is  
 2 amended to read as follows:

3 **244.1 Definitions—objects.** For the purpose of this chapter ~~the words~~  
 4 ~~"director", unless the context otherwise requires:~~

5 1. "Director" or "state director" ~~shall mean means~~ the director of the division of  
 6 child and family services of the department of social services.

7 2. "Home" means the Iowa juvenile home.

8 3. "Superintendent" means the superintendent of the Iowa juvenile home.

9 The Iowa juvenile home and The Iowa Annie Wittenmyer Home shall be  
10 maintained for the purpose of providing care, custody and education of such  
11 children as are committed ~~thereto~~ to the home. Such children shall be wards of the  
12 state. Their education shall embrace instruction in the common school branches  
13 and in such other higher branches as may be practical and will enable ~~said the~~  
14 children to gain useful and self-sustaining employment. The state director and the  
15 ~~superintendents~~ superintendent of the ~~homes~~ home shall assist all discharged  
16 children in securing suitable homes and proper employment.

1 SEC. 5. Section two hundred forty-four point two (244.2), Code 1975, is  
2 amended to read as follows:

3 **244.2 Salaries.** The salaries salary of the ~~superintendents~~ superintendent of  
4 ~~said homes~~ the home shall be determined by the state director.

1 SEC. 6. Section two hundred forty-four point three (244.3), unnumbered  
2 paragraph one (1), Code 1975, is amended to read as follows:

3 Admission to ~~said homes~~ the home shall be granted to resident children of the  
4 state under seventeen years of age, as follows, giving preference in the order  
5 named:

1 SEC. 7. Section two hundred forty-four point four (244.4), Code 1975, is  
2 amended to read as follows:

3 **244.4 Procedure.** The procedure for commitment to ~~said homes~~ the home  
4 shall be the same as provided by chapter 232, but admission may be granted on  
5 voluntary applications signed by the legal custodian of the child and approved by  
6 a judge of a court of record, or by the board of supervisors, of the county of the  
7 child's residence. Such applications shall be subject to the approval of the state  
8 director and shall be in such form as he or she may prescribe. Any child not  
9 mentally normal, or who is incorrigible, or who has any vicious habits, or whose  
10 presence in the ~~homes~~ home would be inimical to the moral or physical welfare of  
11 normal children therein, shall be denied voluntary admission to ~~said homes~~ the  
12 home.

1 SEC. 8. Section two hundred forty-four point five (244.5), Code 1975, is  
2 amended to read as follows:

3 **244.5 Transfers.** The state director may transfer to the ~~homes~~ home minor  
4 wards of the state from any institution under ~~his~~ the state director's charge or  
5 under the charge of any other director of the department of social services; but  
6 no person shall be so transferred who is not mentally normal, or who is  
7 incorrigible, or has any vicious habits, or whose presence in the ~~homes~~ home  
8 would be inimical to the moral or physical welfare of normal children therein,  
9 and any such child in the ~~homes~~ home may be transferred to the proper state  
10 institution.

1 SEC. 9. Section two hundred forty-four point six (244.6), Code 1975, is  
2 amended to read as follows:

3 **244.6 Profits and earnings.** Any money earned by a child who is admitted to  
4 or placed in foster care from ~~either of the~~ the ~~homes~~ home shall be used, held or  
5 otherwise applied for the exclusive benefit of that child, in accordance with  
6 section 234.37.

1 SEC. 10. Section two hundred forty-four point ten (244.10), Code 1975, is  
2 amended to read as follows:

3 **244.10 Placing child under contract.** Any child received in ~~said homes~~ the  
4 home, unless adopted, may be placed by the department in foster care with any  
5 proper person or family. The foster care arrangement shall provide for the  
6 custody, care, education, maintenance, and earnings of the child for a fixed time  
7 which shall not extend beyond the age of majority, except that the time may

8 extend beyond the child's eighteenth birthday until ~~he~~ *the child* is twenty-one  
 9 years of age if ~~he~~ *the child* is regularly attending an approved school in pursuance  
 10 of a course of study leading to a high school diploma or its equivalent, or  
 11 regularly attending a course of vocational technical training either as a part of a  
 12 regular school program or under special arrangements adapted to the individual  
 13 person's needs.

1 SEC. 11. Section two hundred forty-four point fourteen (244.14), Code 1975, is  
 2 amended to read as follows:

3 **244.14 Counties liable.** Each county shall be liable for sums paid by the  
 4 home in support of all its children to the extent of a sum equal to one-half of the  
 5 net cost of the support and maintenance of its children. The superintendent of  
 6 ~~The Iowa Annie Wittenmyer Home and the Iowa juvenile home~~ shall certify to  
 7 the state comptroller on the first day of each fiscal quarter the amount chargeable  
 8 to each county for such support. The sums for which each county is so liable shall  
 9 be charged to the county and collected as a part of the taxes due the state, and  
 10 paid by the county from the county mental health and institutions fund at the  
 11 same time state taxes are paid.

12 Should any county fail to pay these bills within sixty days from the date of  
 13 certificate from superintendent, the state comptroller shall charge the delinquent  
 14 county the penalty of one percent per month on and after sixty days from date of  
 15 certificate until paid. Such penalties shall be credited to the general fund of the  
 16 state.

1 SEC. 12. Section four hundred forty-four point twelve (444.12), subsection one  
 2 (1), paragraph f, Code 1975, is amended to read as follows:

3 f. Care of children admitted or committed to the Iowa juvenile home at Toledo  
 4 ~~or The Iowa Annie Wittenmyer Home.~~

1 SEC. 13. Sections two hundred forty-four point nine (244.9) and two hundred  
 2 forty-four point fifteen (244.15), Code 1975, are repealed.

Approved May 27, 1976

## CHAPTER 1134

### TRANSFER OF PRISONERS

H. F. 503

AN ACT relating to transfer of prisoners of institutions administered by the department of social services.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section two hundred eighteen point ninety (218.90), Code 1975, is  
 2 amended by striking the section and inserting in lieu thereof the following:

3 **218.90 Transfer of prisoners.** The director of the division of the department  
 4 of social services which has jurisdiction of the adult correctional institutions of  
 5 this state may transfer any prisoner from an adult correctional institution to any  
 6 other institution under the department's jurisdiction, or to any other appropriate  
 7 institution or place, when necessary in order that the prisoner may receive needed  
 8 mental or physical examination or treatment. The director shall retain jurisdiction  
 9 over a prisoner who is transferred under this section.

Approved March 26, 1976